

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA, MIAMI
"IN ADMIRALTY"**

KEYSTONE SHIPPING COMPANY,
MARGATE SHIPPING COMPANY,

CASE No: 00-4807-CV-KING

Plaintiff,

v.

M/V MANZANILLO, her engines, tackle,
gear, appurtenances, etc., *in rem*; and
COSTAMARE SHIPPING COMPANY, LTD.
in personam.

Defendants.

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**MOTION FOR EXTENSION OF TIME TO RESPOND TO SUBPOENA TO PRODUCE
DOCUMENTS WITHOUT DEPOSITION AND ATTACHED STIPULATION**

COMES NOW the BISCAYNE BAY PILOTS ASSOCIATION, a non-party in the above captioned matter, by and through undersigned counsel, moves this honorable Court for entry of an Order granting a ten (10) day extension in which to produce and/or object to production to the Subpoena for Production of Documents Without Deposition that was mailed on September 10, 2001 pursuant to Fed. R. Civ. P. 45.1. As grounds for entry of the requested motion BISCAYNE BAY PILOTS ASSOCIATION states as follows.

1. That BISCAYNE BAY PILOTS ASSOCIATION retained the undersigned counsel on September 25, 2001.
2. That BISCAYNE BAY PILOTS ASSOCIATION produced the subject subpoena to the undersigned counsel on September 26, 2001.
3. That the undersigned counsel contacted Mr. Robert Blanck on September 26, 2001.

**BISCAYNE BAY PILOTS ASSOCIATION
CASE NO: 00-4807-CV-KING**

4. That Mr. Robert Blanck agreed to grant BISCAYNE BAY PILOTS ASSOCIATION an extension of ten (10) days for the undersigned to review the subpoena, produce documents, and/or object to production. (See stipulation attached hereto as "Exhibit A")
5. That all parties herein stipulated to an extension of ten (10) days for the undersigned to review the subpoena, produce documents, and/or object to production.
6. That pursuant to Fed. R. Civ. P. 45 (3)(A)(I) and this Court has the authority to quash or modify the subpoena if it fails to allow reasonable time for compliance.
7. That pursuant to Fed. R. Civ. P. 45 (3)(A)(iii) and this Court has the authority to quash or modify the subpoena if it requires the disclosure of privileged or other protected matter.
8. That pursuant to Fed. R. Civ. P. 7.1 (j) no memorandum of law is needed to accompany this motion.

WHEREFORE the BISCAYNE BAY PILOTS ASSOCIATION, a non-party in the above captioned matter, by and through undersigned counsel, moves this honorable Court for entry of an Order granting a ten (10) day extension in which to produce and/or object to production to the Subpoena for Production of Documents Without Deposition that was mailed on September 10, 2001 pursuant to Fed. R. Civ. P. 45.1.

**BISCAYNE BAY PILOTS ASSOCIATION
CASE NO: 00-4807-CV-KING**

CERTIFICATE OF SERVICE

WE HEREBY CERTIFY that a true and correct copy was mailed this 29th day of October, 2001 to Robert W. Blanck, Esq. 5730 S.W. 74th St. Suite 700 Miami, Florida 33146, and Reginald M. Hayden, Esq. 5915 Ponce de Leon Blvd. Suite 63 Miami Florida 33146.

GAEBE, MURPHY, MULLEN & ANTONELLI
Attorneys for BISCAYNE BAY PILOTS
ASSOCIATION
420 South Dixie Highway, Third Floor
Coral Gables, FL 33146
DADE #: 305/667-0223

By: 

David A. Neblett
Fla. Bar No.: 0085609

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Plaintiff,

v.

M/V MANZANILLO, her engines, tackle,
gear, appurtenances, etc., in rem; and
COSTAMARE SHIPPING COMPANY, LTD.
in personam.

Defendants.

**STIPULATION FOR AN EXTENSION OF TIME TO RESPOND TO
SUBPOENA TO PRODUCE DOCUMENTS WITHOUT DEPOSITION**

BISCAYNE BAY PILOTS ASSOCIATION, a non-party in the above captioned matter, by and through undersigned counsel, and Robert W. Blanck, Esq. hereby stipulate to a ten (10) day extension of time in which BISCAYNE BAY PILOTS ASSOCIATION may produce and/or object to the production requested in the Subpoena for Production of Documents Without Deposition that was mailed on September 10, 2001 pursuant to Fed. R. Civ. P. 45.1.

Attorneys for the BISCAYNE BAY PILOTS
ASSOCIATION
420 South Dixie Highway, Third Floor
Coral Gables, FL 33146
DADE #: 305/687-0223

Attorneys for Defendants
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Miami, Florida 33146
305-663-0177

By:

David A. Noblet

By:

Robert W. Blanck